

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

PAMELA MYERS, ET AL.	:	
	:	CIVIL ACTION
v.	:	
	:	NO. 09-1738
JANI-KING OF PHILADELPHIA, INC.,	:	
ET AL.	:	

**ORDER**

**AND NOW**, this 5<sup>th</sup> day of December, 2012, upon consideration of Defendants' Motion to Dismiss or Transfer (ECF No. 8), and all papers submitted in support thereof and in opposition thereto, it is **ORDERED** as follows:

1. The Motion to Transfer Venue is **DENIED**.
2. The Motion to Dismiss is **GRANTED** with respect to Count IV.
3. The Motion to Dismiss is **DENIED** with respect to Count III.

**IT IS SO ORDERED.**

**BY THE COURT:**



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**R. BARCLAY SURRICK, J.**